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14 [Proposed] Co-Lead Counsel for Plaintiffs and  
15 Counsel for Plaintiffs Philip Ricciardi, Ernesto Espinoza,  
16 and The City of Birmingham Retirement and Relief System

17 UNITED STATES DISTRICT COURT  
18 NORTHERN DISTRICT OF CALIFORNIA

19 PHILIP RICCIARDI, Derivatively on Behalf of ) Lead Case No. 3:12-cv-06003-CRB  
20 HEWLETT-PACKARD COMPANY, )  
21 Plaintiff, )  
22 v. ) [PROPOSED] ORDER  
23 ) CONSOLIDATING RELATED  
24 MICHAEL R. LYNCH, LÉO APOTHEKER, ) ACTIONS AND APPOINTING LEAD  
25 MARGARET C. WHITMAN, CATHERINE A. ) PLAINTIFF AND CO-LEAD COUNSEL  
26 LESJAK, G. KENNEDY THOMPSON, RAJIV )  
27 L. GUPTA, SHUMEET BANERJI, GARY M. )  
28 REINER, JOHN H. HAMMERMEN, MARC )  
29 L. ANDREESSEN, RAYMOND J. LANE, )  
30 PATRICIA F. RUSSO, ANN M. )  
31 LIVERMORE, RALPH V. WHITWORTH, )  
32 SHANE V. ROBISON, LAWRENCE T. )  
33 BABBIO, JR., SARI M. BALDAUF, )  
34 DOMINIQUE SENEQUIER, DELOITTE LLP, )  
35 KPMG LLP, PERELLA WEINBERG )  
36 PARTNERS UK LLP, and BARCLAYS )  
37 CAPITAL, )  
38 Defendants, )  
39 -and- ) Judge: Hon. Charles R. Breyer  
40 HEWLET-PACKARD COMPANY, a ) Courtroom: 6, 17th Floor  
41 Delaware corporation, ) Date Action Filed: November 26, 2012  
42 Nominal Defendant. ) Hearing Date: April 5, 2013  
43 ) Hearing Time: 10:00 a.m.

44 [Caption continued on following page.]

45 [PROPOSED] ORDER CONSOLIDATING RELATED ACTIONS AND APPOINTING LEAD PLAINTIFF AND  
46 CO-LEAD COUNSEL

1 ERNESTO ESPINOZA, Derivatively on Behalf ) Case No. 3:12-cv-06025-CRB  
2 of HEWLETT-PACKARD COMPANY, )  
3 Plaintiff, )  
4 v. )  
5 MICHAEL R. LYNCH, LÉO APOTHEKER, )  
6 MARGARET C. WHITMAN, CATHERINE A. )  
7 LESJAK, JAMES T. MURRIN, G. KENNEDY )  
8 THOMPSON, RAJIV L. GUPTA, SHUMEET )  
9 BANERJI, GARY M. REINER, JOHN H. )  
10 HAMMERGREN, MARC L. ANDREESSEN, )  
11 RAYMOND J. LANE, PATRICIA F. RUSSO, )  
12 ANN M. LIVERMORE, RALPH V. )  
13 WHITWORTH, SHANE V. ROBISON, )  
14 LAWRENCE T. BABBIQ, JR., SARI M. )  
15 BALDAUF, DOMINIQUE SENEQUIER, )  
DELOITTE LLP, KPMG LLP, PERELLA )  
WEINBERG PARTNERS UK LLP, and )  
BARCLAYS CAPITAL, )  
Defendants, )  
-and- )  
HEWLETT-PACKARD COMPANY, a )  
Delaware corporation, )  
Nominal Defendant. )  
Judge: Hon. Charles R. Breyer  
Courtroom: 6, 17th Floor  
Date Action Filed: November 26, 2012  
Hearing Date: April 5, 2013  
Hearing Time: 10:00 a.m.

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[PROPOSED] ORDER CONSOLIDATING RELATED ACTIONS AND APPOINTING LEAD PLAINTIFF AND  
CO-LEAD COUNSEL

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1 ANDREA BASCHERI and JIM CHUNG, )  
2 derivatively on behalf of HEWLETT- )  
3 PACKARD COMPANY, ) Case No. 3:12-cv-06091-CRB  
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Plaintiffs,

v.

4 LÉO APOTHEKER; MICHAEL R. LYNCH; )  
5 SHANE V. ROBISON; CATHERINE A. )  
6 LESJA; MARC L. ANDREESSEN; )  
7 SHUMEET BANERJI; RAJIV L. GUPTA; )  
8 JOHN H. HAMMERMREN; RAYMOND J. )  
9 LANE; ANN M. LIVERMORE; GARY M. )  
10 REINER; PATRICIA F. RUSSO; G. )  
11 KENNEDY THOMPSON; MARGARET C. )  
12 WHITMAN; RALPH V. WHITWORTH; )  
13 LAWRENCE T. BABBIQ, JR.; DOMINIQUE )  
14 SENEQUIER; KPMG LLP; DELOITTE LLP; )  
and DOES 1 through 20, inclusive, )  
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Defendants,

-and-

HEWLETT-PACKARD COMPANY,

Nominal Defendant.

) Judge: Hon. Charles R. Breyer  
Courtroom: 6, 17th Floor  
Date Action Filed: November 26, 2012  
Hearing Date: April 5, 2013  
Hearing Time: 10:00 a.m.

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[PROPOSED] ORDER CONSOLIDATING RELATED ACTIONS AND APPOINTING LEAD PLAINTIFF AND CO-LEAD COUNSEL

1 MARTIN BERTISCH, derivatively on Behalf ) Case No. 3:12-cv-06123-CRB  
2 of HEWLETT-PACKARD COMPANY, )  
3 Plaintiff, )  
4 v. )  
5 LÉO APOTHEKER, CATHERINE A. )  
6 LESJAK, MARC L. ANDREESSEN, )  
7 LAWRENCE T. BABBIO, JR., SARI M. )  
8 BALDAUF, SHUMEET BANERJI, RAJIV L. )  
9 GUPTA, JOHN H. HAMMERMANN, )  
10 RAYMOND J. LANE, ANN M. LIVERMORE, )  
11 GARY M. REINER, PATRICIA F. RUSSO, )  
12 DOMINIQUE SENEQUIER, G. KENNEDY )  
13 THOMPSON, MARGARET C. WHITMAN, )  
14 RALPH V. WHITWORTH, MICHAEL R. )  
15 LYNCH, JAMES T. MURRIN, SHANE V. )  
ROBISON, KPMG LLP, PERELLA )  
WEINBERG, and BARCLAYS CAPITAL, )  
Defendants, )  
-and- ) Judge: Hon. Charles R. Breyer  
HEWLETT-PACKARD COMPANY, a ) Courtroom: 6, 17th Floor  
Delaware corporation, ) Date Action Filed: November 26, 2012  
Nominal Defendant. ) Hearing Date: April 5, 2013  
Hearing Time: 10:00 a.m.

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[PROPOSED] ORDER CONSOLIDATING RELATED ACTIONS AND APPOINTING LEAD PLAINTIFF AND  
CO-LEAD COUNSEL

1 THE CITY OF BIRMINGHAM ) Case No. 3:12-cv-06416-CRB  
2 RETIREMENT AND RELIEF SYSTEM, )  
3 Derivatively and on Behalf of HEWLETT )  
4 PACKARD COMPANY, )  
5 Plaintiff, )  
6 v. )  
7 LEO APOTHEKER, MICHAEL LYNCH, )  
8 CATHERINE A. LESJACK, JAMES )  
9 MURRIN, SHANE ROBISON, MARC )  
10 ANDREESEN, SHUMEET BANDERJI, )  
11 RAJIV GUPTA, JOHN HAMMERMREN, )  
12 RAYMOND LANE, ANN LIVERMORE, )  
13 GARY REINER PATRICIA RUSSO, G. )  
14 KENNEDY THOMSPSON, MARGARET )  
15 WHITMAN, RALPH WHITWORTH, SARI )  
16 BALDAUF, DOMINIQUE SENEQUIER, )  
17 LAWRENCE BABBO, JR., DELOITTE LLP, )  
18 PERELLA WEINBERG PARTNERS UK LLP, )  
19 and BARCLAYS CAPITAL, )  
20 Defendants, ) Judge: Hon. Charles R. Breyer  
21 and ) Courtroom: 6, 17th Floor  
22 HEWLETT-PACKARD COMPANY, ) Date Action Filed: November 26, 2012  
23 Nominal Defendant. ) Hearing Date: April 5, 2013  
24 ) Hearing Time: 10:00 a.m.

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[PROPOSED] ORDER CONSOLIDATING RELATED ACTIONS AND APPOINTING LEAD PLAINTIFF AND CO-LEAD COUNSEL

1 JOSEPH TOLA, Derivatively on Behalf of ) Case No. 3:12-cv-06423-CRB  
2 HEWLETT-PACKARD COMPANY, )  
3 Plaintiff, )  
4 v. )  
5 MICHAEL R. LYNCH, LÉO APOTHEKER, )  
6 MARGARET C. WHITMAN, CATHERINE A. )  
7 LESJAK, JAMES T. MURRIN, G. KENNEDY )  
8 THOMPSON, RAJIV L. GUPTA, SHUMEET )  
9 BANERJI, GARY M. REINER, JOHN H. )  
0 HAMMERMREN, MARC L. ANDREESSEN, )  
1 RAYMOND J. LANE, PATRICIA F. RUSSO, )  
2 ANN M. LIVERMORE, RALPH V. )  
3 WHITWORTH, SHANE V. ROBISON, )  
4 LAWRENCE T. BABBIO, JR., SARI M. )  
5 BALDAUF, DOMINIQUE SENEQUIER, )  
6 DELOITTE LLP, KPMG LLP, PERELLA )  
7 WEINBERG PARTNERS UK LLP, and )  
8 BARCLAYS CAPITAL SECURITIES LTD., )  
9  
1 Defendants, )  
2 -and- )  
3 HEWLETT-PACKARD COMPANY, a )  
4 Delaware corporation, )  
5 Nominal Defendant. )  
6  
7 Judge: Hon. Charles R. Breyer  
8 Courtroom: 6, 17th Floor  
9 Date Action Filed: November 26, 2012  
0 Hearing Date: April 5, 2013  
1 Hearing Time: 10:00 a.m.  
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27 [PROPOSED] ORDER CONSOLIDATING RELATED ACTIONS AND APPOINTING LEAD PLAINTIFF AND  
28 CO-LEAD COUNSEL

1 STANLEY MORRICAL, )  
2 Plaintiff, ) Case No. 3:12-cv-06434-CRB  
3 v. )  
4 MARGARET C. WHITMAN; LÉO )  
5 APOTHEKER; RAYMOND J. LANE; MARC )  
6 L. ANDREESSEN; SHUMEET BANERJI; )  
7 RAJIV L. GUPTA; JOHN H. )  
8 HAMMERGREN; ANN M. LIVERMORE; )  
9 GARY M. REINER; PATRICIA F. RUSSO; )  
10 G. KENNEDY THOMPSON; RALPH V. )  
11 WHITWORTH; LAWRENCE T. BABBIO, )  
12 JR.; SARI. M. BALDAUF; DOMINIQUE )  
13 SENEQUIER; BARCLAYS INVESTMENT )  
14 BANK; PERELLA WEINBERG PARTNERS )  
15 LP; and KPMG LLP )  
16 Defendants, ) Judge: Hon. Charles R. Breyer  
17 -and- ) Courtroom: 6, 17th Floor  
18 HEWLETT-PACKARD COMPANY, ) Date Action Filed: November 26, 2012  
19 Nominal Defendant. ) Hearing Date: April 5, 2013  
20 ) Hearing Time: 10:00 a.m.  
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27 [PROPOSED] ORDER CONSOLIDATING RELATED ACTIONS AND APPOINTING LEAD PLAINTIFF AND  
28 CO-LEAD COUNSEL

The Court, having considered the Motion to Consolidate Related Actions and Appoint Lead Plaintiff and Co-Lead Counsel ("Motion") filed by plaintiffs Philip Ricciardi, Ernesto Espinoza, and The City of Birmingham Retirement and Relief System ("Plaintiffs"), and all papers submitted thereon and good cause appearing, HEREBY ORDERS:

- 5           1. Plaintiffs' Motion is GRANTED.

6           2. The following actions are hereby consolidated for all purposes, including pre-trial

7 proceedings and trial, under Lead Case No. 3:12-cv-06003-CRB, (collectively "Consolidated

8 Action"), pursuant to Rule 42(a) of the Federal Rules of Civil Procedure:

Case Name	Case Number	Date Filed
<i>Ricciardi v Lynch et al.</i>	3:12-cv-06003-CRB	11/26/2012
<i>Espinosa v Lynch et al.</i>	3:12-cv-06025-CRB	11/27/2012
<i>Bascheri v Apotheker et al.</i>	3:12-cv-06091-CRB	11/30/2012
<i>Bertisch v Apotheker et al.</i>	3:12-cv-06123-CRB	12/3/2012
<i>The City of Birmingham Retirement and Relief System v Apotheker et al.</i>	3:12-cv-06416-CRB	12/18/2012
<i>Tola v Lynch et al.</i>	3:12-cv-06423-CRB	12/18/2012
<i>Morrical v Whitman et al.</i>	3:12-cv-06434-CRB	12/19/2012

3. Every pleading filed in this Consolidated Action, or in any separate action included herein, shall bear the following caption:

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

IN RE HEWLETT PACKARD COMPANY  
SHAREHOLDER DERIVATIVE LITIGATION ) Lead Case No. 3:12-cv-06003-CRB  
 )  
 ) (Consolidated with: 3:12-cv-06025-CRB;  
 ) 3:12-cv-06091-CRB; 3:12-cv-06123-  
 ) CRB; 3:12-cv-06416-CRB; 3:12-cv-  
 ) 06423-CRB; 3:12-cv-06434-CRB)  
This Document Relates To:  
ALL ACTIONS. )  
 )

4. All papers filed in connection with the Consolidated Action will be filed and maintained in one file under Lead Case No. 3:12-cv-06003-CRB.

5. This Order shall apply to each shareholder derivative action on behalf of Hewlett Packard Company arising out of the same, or substantially the same, transactions or events as these cases, which is subsequently filed in, remanded to, reassigned to, or transferred to this Court. Any such subsequently filed action shall be automatically consolidated into this action.

6. Plaintiffs shall, within forty-five (45) days following the entry of order to serve and file a consolidated complaint or designate a previously-filed complaint as the operative complaint, which will supersede all existing complaints filed in these actions. Defendants need not respond to any of the pre-existing complaints. Service shall be effected with respect to any named defendant by serving the consolidated complaint on that defendant's counsel.

7. Defendants shall, within forty-five (45) days following the filing of a consolidated complaint, file a response(s) to the operative complaint or consolidated shareholder derivative complaint.

8. In the event that Defendants file any motions directed at the operative complaint or consolidated complaint, the opposition and reply briefs shall be filed within forty-five (45) and twenty (20) days, respectively, of the motions.

9. The City of Birmingham Retirement and Relief System is appointed Lead Plaintiff for the conduct of this Consolidated Action.

10. The Co-Lead Counsel for plaintiffs for the conduct of this Consolidated Action shall be:

**ROBBINS ARROYO LLP**  
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FELIPE J. ARROYO  
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11. Plaintiffs' Co-Lead Counsel shall have the sole authority to speak for plaintiffs in all matters regarding pre-trial procedure, trial, and settlement negotiations and shall make all work assignments in such manner as to facilitate the orderly and efficient prosecution of this litigation and to avoid duplicative or unproductive effort.

12. Plaintiffs' Co-Lead Counsel will be responsible for coordinating all activities and appearances on behalf of plaintiffs. No motion, request for discovery, or other pre-trial or trial proceedings will be initiated or filed by any plaintiffs except through Plaintiffs' Co-Lead Counsel.

13. Plaintiffs' Co-Lead Counsel shall be available and responsible for communications to and from this Court, including distributing orders and other directions from the Court to counsel. Plaintiffs' Co-Lead Counsel shall be responsible for creating and maintaining a master service list of all parties and their respective counsel.

14. Defendants' counsel may rely upon all agreements made with plaintiffs' Co-Lead Counsel, or other duly authorized representative of plaintiffs' Co-Lead Counsel, and such agreements shall be binding on plaintiffs.

15. When a case which properly belongs as part of the *In re Hewlett Packard Company Shareholder Derivative Litigation*, Lead Case No. 3:12-cv-06003-CRB, is hereafter filed in the Court, reassigned to the Court, or transferred here from another court, this Court requests

1 the assistance of counsel in calling to the attention of the clerk of the Court the filing,  
2 reassignment, or transfer of any case which might properly be consolidated as part of *In re*  
3 *Hewlett Packard Company Shareholder Derivative Litigation*, Lead Case No. 3:12-cv-06003-CRB,  
4 and counsel are to assist in assuring that counsel in subsequent actions receive notice of this  
5 Order.

6 **IT IS SO ORDERED.**

7 DATED: \_\_\_\_\_

8 THE HONORABLE CHARLES R. BREYER  
9 JUDGE OF THE DISTRICT COURT

10 Respectfully submitted,

11 ROBBINS ARROYO LLP  
12 SHANE P. SANDERS (237146)

13 /s/Shane P. Sanders

14 SHANE P. SANDERS

15 600 B Street, Suite 1900  
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18 [Proposed] Co-Lead Counsel for Plaintiffs and  
Counsel for Plaintiffs Philip Ricciardi, Ernesto  
Espinosa, and The City of Birmingham  
19 Retirement and Relief System

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